## U.S. Department of Justice



United States Attorney's Office District of Delaware

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November 8, 2007

## BY CM/ECF

Honorable Gregory M. Sleet Chief Judge United States District Court for the District of Delaware 844 King Street Wilmington, Delaware 19801

Re: United States v. Brown, Cr. A. No. 06-50-01 GMS

Dear Chief Judge Sleet:

The government has reviewed defendant Brown's most recent *pro se* filing. D.I. 212. In sum, defendant Brown asks for new counsel, or to proceed *pro se*.

The government has communicated with defense counsel about the defendant's pro se motion. The government wishes to try this case on schedule; however, following that conversation, the government has regrettably concluded that a hearing is now required with respect to status of the defendant's representation and his request to proceed pro se. On the first point, the government is strongly of the view that current defense counsel should be retained either as counsel of record or, if the defendant proceeds pro se, as stand-by counsel. On the second point, the government believes that the Court must engage in a Peppers colloquy with the defendant with regard to proceeding pro se. See United States v. Peppers, 302 F.3d 120 (3d Cir. 2002).

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The government respectfully requests that the Court set a hearing at its earliest convenience.

Respectfully submitted,

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